

### United States Patent and Trademark Office

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APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

09/888,282

Pandiscio & Pandiscio 470 Totten Pond Road

Waltham, MA 02451-1914

06/22/2001

John R. Liddicoat

VIA-6

**CONFIRMATION NO. 8694** 

FORMALITIES LETTER

OC000000006441337

Date Mailed: 08/17/2001

# NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

#### FILED UNDER 37 CFR 1.53(b)

#### Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below. however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

A copy of this notice MUST be returned with the reply.

Initial Patent Examination Division (703) 308-1202
PART 2 - COPY TO BE RETURNED WITH RESPONSE

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

John R. Liddicoat et al.

Serial No.:

09/888,282

Filing Date:

06/22/2001

Title:

AUTOMATED ANNULAR PLICATION FOR

MITRAL VALVE REPAIR

Group Art Unit:

3731

Attorney's Docket No.:

"EXPRESS MAIL" MAILING LABEL NUMBER ET9/662585/US

VIA-6

DATE OF DEPOSIT DECEMBER

THEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE "EXPRESS MAIL POST OFFICE TO ADDRESSEE" SERVICE UNDER 37 CFR 1.10 ON THE DATE INDICATED ABOVE AND IS ADDRESSED TO THE ASSISTANT

COMMISSIONER FOR PATENTS, WASHINGTON, D.C. 20231.

Box Missing Parts

Assistant Commissioner for Patents

Washington, DC 20231

Sir:

# RESPONSE TO OUTSTANDING NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION - FILING DATE GRANTED

In response to the outstanding NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION - FILING DATE GRANTED, Applicant hereby respectfully submits the following:

- a DECLARATION AND POWER OF ATTORNEY document listing (1)the names of each of the inventors, specifically identifying the application by serial number and filing date, and signed by the inventors, John R. Liddicoat, Gregory H. Lambrecht, Richard B. Streeter and Steven B. Woolfson;
- a substitute set of drawings for the application, with appropriate margins in compliance with 37 CFR 1.84;

- (3) a duplicate copy of the NOTICE TO FILE MISSING PARTS OF APPLICATION FILING DATE GRANTED, as requested in the Notice; and
- (4) one (1) check in the amount of \$65.00 to cover the surcharge for the late filing of the Declaration, this charge having been calculated on the basis of Small Entity status.

In the event that any additional fees may be required to be paid in connection with this submission, please charge the same, or credit any overpayment, to Deposit Account No. 16-0221.

A duplicate copy of this RESPONSE TO OUTSTANDING NOTICE TO FILE MISSING PARTS OF NON-PROVISIONAL APPLICATION - FILING DATE GRANTED is enclosed for the convenience of the Patent and Trademark Office.

Respectfully submitted,

James a. Sheridan 12/20/01

James A. Sheridan

Registration No. 43,114

Pandiscio & Pandiscio

470 Totten Pond Road

Waltham, MA 02451-1914

Tel. No. (781) 290-0060

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